

RAYMOND C. CABALLERO  
MAYOR



**CITY COUNCIL**

JAN SUMRALL  
DISTRICT NO. 1

ROSE RODRIGUEZ  
DISTRICT NO. 2

LARRY M. MEDINA  
DISTRICT NO. 3

JOHN F. COOK  
DISTRICT NO. 4

DANIEL S. POWER  
DISTRICT NO. 5

PAUL J. ESCOBAR  
DISTRICT NO. 6

LUIS G. SARIÑANA  
DISTRICT NO. 7

ANTHONY W. COBOS  
DISTRICT NO. 8

REGULAR COUNCIL MEETING  
COUNCIL CHAMBERS  
OCTOBER 8, 2002  
9:00 A.M.

The City Council met in regular session at the above place and date at 9:10 a.m. Mayor Raymond C. Caballero present and presiding and the following Council Members answered roll call: Jan Sumrall, Rose Rodriguez, Larry M. Medina, John F. Cook, Daniel S. Power, Paul Joseph Escobar, and Anthony Cobos. Absent: Luis G. Sariñana. Meeting was called to order and the invocation was given by Reverend Mark McLagan, Shepherd of the Valley Lutheran Church, followed by the Pledge of Allegiance to the Flag of the United States of America, Mayor's Proclamations & Certificates.

1. Bowie Alumni Homecoming Week In El Paso
2. Red Ribbon Campaign Month
3. Aging to Perfection Senior Expo
4. Lupus Awareness Month
5. Italian American Heritage and Culture Day
6. Mental Illness Awareness Week
7. El Paso Fire Dept. Presenting Medal of Valor to Juan Rivera & Hector Vega

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**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the City Council be authorized to accept a donation of four (4) 25 Cubic Yard roll off Containers on behalf of the City of El Paso Solid Waste Management. Waste Connections, Inc. DBA El Paso Disposal Company is donating the roll off Containers for a period of one year to assist the City of El Paso's effort in establishing Citizen Collection Stations. That after a period of one year, and the program is successful, the donation of the roll off containers will be extended on a year-to-year basis.

Mr. George Wayne, District Manager for El Paso Disposal Company, stated that the Company was pleased to assist in moving the City forward with the new collection sites and hoped that the containers would be put to good use.

Ms. Emma Acosta, Director of Solid Waste Management, thanked the Mayor and Council Members for their support for citizen recycling stations and thanked El Paso Disposal Company for helping keep El Paso clean.

Motion made by Representative Medina, seconded by Representative Sumrall and unanimously carried to approve the above Resolution.  
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## RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor, on behalf of the City, accept a donation of three punching bags for use by the El Paso Police Department-Headquarters Gym from Champs Sports, Sunland Park Mall. The total value of the donation is \$209.97.

Commander Cliff Walsh, El Paso Police Department, thanked the Sunland Park Champs Sports for their generous donation of the three punching bags.

Motion made by Representative Medina, seconded by Representative Sumrall and unanimously carried to approve the above Resolution.

Motion made by Representative Medina, seconded by Representative Sumrall and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted.  
(Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {\*}). Representative Escobar not present for the vote.

\*Motion made, seconded and unanimously carried to excuse Representative Luis G. Sariñana from the Regular Council Meeting of October 8, 2002.

## \*RESOLUTION

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this sanitation lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
4552 Croton Circle	\$88.77	\$ 4.80	\$93.50

## \*RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign all necessary documents and accept a Grant Award for the City of El Paso Police Department for a COPS MORE 2002 Technology Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services, in the amount of \$832,500.00 for the purpose of purchasing and implementing a mobile automated citation system; and that the Mayor be authorized to execute on behalf of the City of El Paso, any grant amendments to the initial Grant Agreement which increase, decrease or deobligate program funds provided that no additional City funds are required, or which decrease the amount of matching funds, and any documents to request and accept an extension of the award ending date for the grant; matching funds required in the amount of \$277,500.00.

Motion made, seconded and unanimously carried to move to the Regular Agenda the following:

**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

Authorizing the Mayor to sign an Amendment to Interlocal Agreement for the Construction of an Animal Control Facility for the El Paso City-County Health and Environmental District, amending ownership provisions of real property.

Representative Medina questioned the status of the new Animal Control Facility.

Ms. Rita Rodriguez, City Attorney, explained that the new Animal Control Facility site had been selected and that the PSB had authorized the release of said property in June, 2002. She added that the County of El Paso had requested that the City of El Paso investigate whether or not it would be prudent to purchase the current Animal Control facility property or perhaps trade the County for some another building structure.

Mr. Charlie McNabb, Chief Administrative Officer, explained that the current Animal Control facility property would be converted into a parking lot for the adjacent Coliseum.

Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to approve the above Resolution.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the Mayor be authorized to sign an Emergency Management Performance Grant (EMPG) program application, Summary Sheet for Assurances and Certifications, and Disclosure of Lobbying Activities between the CITY OF EL PASO, STATE OF TEXAS DIVISION OF EMERGENCY MANAGEMENT (DEM) and the FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA). The application and associated forms will be submitted as part of an application for FEMA funding for the FY03 operating budget of the El Paso City/County Office of Emergency Management. The performance grant program will be administered by FEMA through the State of Texas Division of Emergency Management.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign Lease No. SR75/63.836, effective November 1, 2002, by and between the City of El Paso as Lessor and the United States Government as Lessee for approximately 1,646 square feet of office space situated within the El Paso International Airport terminal to be used by the Immigration and Naturalization Service.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **ROMY LEDESMA** to assist the Police Department in organizing and monitoring all funds under the HIDTA initiatives for 40 hours per week at a biweekly rate of \$1,538.46. The term of the contract shall be for the period of October 11, 2002 through October 10, 2003. Contract subject to the approval of the City's Civil Service Commission.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

Authorizing the Fire Department apparatus and personnel to participate in National Veteran's Organization ceremony on October 12, 2002 at Sue Young Park.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Professional Services Contract between the City of El Paso and REGNIER CONSULTING GROUP, INC., to provide evaluation and an update on the report on loss and allocated loss expense reserves of workers' compensation losses occurring during the fiscal accident years from 1983/84 to 2001/2002. The total cost for such services, shall not exceed the amount of \$6,150.00.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of SEVENTEEN THOUSAND THREE HUNDRED AND NO/100THS DOLLARS (\$ 17,300.00 - \$8,156 loan/\$9,144 grant) against the following described real property:

West ½ of Lot 9, all of Lot 10, Block 55, HIGHLAND PARK ADDITION, an Addition to the City of El Paso, El Paso County, Texas, according to the map and plat thereof on file in Volume 1, Page 54, Plat Records of El Paso County, Texas; also known and numbered as 2413 San Diego Avenue, El Paso, Texas 79930.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of NINE THOUSAND NINE HUNDRED FIFTY AND NO/100THS DOLLARS (\$ 9,950.00 - \$9,475 loan/\$475 grant) against the following described real property:

Tracts 17 and 18, WILKINS SUBDIVISION (REPLAT OF WEST ½ OF TRACT 8, C. A. ARREDONDO'S SUB), an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 15, Page 25, Plat Records of El Paso County, Texas; also known and numbered as 134 Chelsea Street, El Paso, Texas 79905.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of TWENTY-EIGHT AND 23/100THS DOLLARS (\$28.23).

**\*R E S O L U T I O N**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of TWO THOUSAND SEVEN HUNDRED NINETY-EIGHT AND 10/100THS DOLLARS (\$ 2,798.10) against the following described real property:

Lot 50, Block 33, of VISTA REAL UNIT THREE AMENDING SUBDIVISION, an Addition to the City of El Paso, El Paso County, Texas, according to the Plat thereof recorded in Volume 74, Page 30, 30A, and 30B of the Plat Records of El Paso County, Texas; also known and numbered as 11733 Charter Park Avenue, El Paso, Texas 79935.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of TWENTY-SEVEN AND 75/100THS DOLLARS (\$27.75).

**\*R E S O L U T I O N**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its liens in the amounts of FIVE THOUSAND THREE HUNDRED FIFTY AND NO/100THS DOLLARS (\$ 5,350.00 - \$4,710 loan/\$640 grant) and FOUR HUNDRED TWENTY-EIGHT AND NO/100THS DOLLARS (\$428.00 loan) against the following described real property:

Lot 7, Block 1, COLONIA DEL PRADO, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof recorded in Volume 39, Page 2, Plat Records of El Paso County, Texas; also known and numbered as 213 Caribe Circle, El Paso, Texas 79927.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of EIGHT AND 86/100THS DOLLARS (\$8.86).

**\*R E S O L U T I O N**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of SEVEN THOUSAND FOUR HUNDRED AND NO/100THS DOLLARS (\$ 7,400.00 - \$6,700 loan/\$700 grant) against the following described real property:

Lot 857, Block 33, MOUNTAIN VIEW SUBDIVISION, an addition to the City of El Paso, El Paso County, Texas, according to the map and plat thereof on file in Volume 13, Page 48, Plat Records of El Paso County, Texas; also known and numbered as 5024 Knox Circle, El Paso, Texas 79904.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of FOUR THOUSAND THREE HUNDRED FIFTY AND NO/100THS DOLLARS (\$ 4,350.00 - \$3,391 loan/\$959 grant) against the following described real property:

Lot 1, Block 3, CAPISTRANO PARK, UNIT ONE, City of El Paso, El Paso County, Texas, according to the plat thereof recorded in Volume 36, Page 4, Plat Records of El Paso County, Texas; also known and numbered as 8601 Joaquin Court, El Paso, Texas 79907.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to execute an Amendment to the FY 2002 Emergency Shelter Grant (ESG) Contract between the City and the Opportunity Center for the Homeless, to allow for the funding of a full-time Transportation Dispatcher in place of the one full-time Veterans Counselor, in order to obtain matching federal funds for the Center's transportation program. The Contract amount of \$82,770 and the Contract termination date of August 31, 2003, shall remain unchanged.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Citizen Participation Plan for the Consolidated Plan, which relates to the City's three formula grants from HUD and was adopted by City Council on June 20, 1995, be revised to include the citizen participation requirements for guaranteed loan funds.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Traffic Signal Agreement between the CITY OF EL PASO and the SOCORRO INDEPENDENT SCHOOL DISTRICT for the installation of two (2) school flasher signals near the site of Loma Verde Elementary School, located at 12150 Ted Houghton Drive.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Traffic Signal Agreement between the CITY OF EL PASO and the SOCORRO INDEPENDENT SCHOOL DISTRICT for the installation of two (2) school flasher signals near the site of Bill Sybert Elementary School, located on Lee Boulevard.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Volunteer Services Contract between the **CITY OF EL PASO** and **CHARLIE ROY CORDOVA** to assist the El Paso Public Library with Saturday story times, preparing materials for craft times, and stamping, shelving and changing book jackets, for 10 hours per week, from October 9, 2002 to October 8, 2003.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **LORA JACKSON** to assist the Museum of Art as a Museum Education Assistant Curator for 40 hours per week at a biweekly rate of \$1,054.33. The term of the contract shall be for the period of October 15, 2002 through August 31, 2003.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **DAVID P. CAIN** to assist the Wilderness Park Museum as a Museum Assistant Curator for 40 hours per week at a biweekly rate of \$1,054.33. The term of the contract shall be for the period of October 15, 2002 through August 31, 2003.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **JOHN CLARK ALDRIDGE** to assist the Museum of Art in creating interactive gallery kits, in teaching the "Neighborhood Kids Program" and in teaching classes for an hourly rate of \$7.50, for 15 hours per week. Total amount of Contract shall not exceed \$2,000. The services are to take place from October 9, 2002 through October 8, 2003.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **MARTHA A. GARCIA** to assist the Museum of Art Department as a Museum Sales Clerk for 16-40 hours per week at an hourly rate of \$9.06 for an hourly rate of \$9.06. The services are to commence on October 9, 2002 and be completed by October 8, 2003.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **MARIE LIVINGSTON** to assist the Museum of Art in teaching the Neighborhood Kids Program for an hourly rate of \$15.00, not to exceed 20 hours per week. Total amount of contract shall not exceed \$2,250.00. The services are to take place from October 9, 2002 through May 31, 2003.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **ALFRED LA PIANA** to assist the Museum of Art in teaching the Neighborhood Kids Program for an hourly rate of \$15.00, not to exceed 20 hours per week. Total amount of contract shall not exceed \$2,250.00. The services are to take place from October 9, 2002 through May 31, 2003.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign Contracts between the City of El Paso and the following individuals as instructors for the Museum of Art for Fall Art Camp and adult studio classes at a rate of \$20 per hour for the dates indicated.

J. Clark Aldridge  
November 14, 23, 2002; December 14, 19, 2002; January 3, 4, 16, 2003  
Not to exceed 10 hours per week

Barbara Antebi  
January 18, 2003 and February 8, 2003  
Not to exceed 2 hours per week

John Armbruster  
October 5, 12, 19, 26, 2002; and November 2, 9, 16, 23, 2002  
Not to exceed 2 hours per week

Wendi Burtz  
December 7, 14, 21, 2002; January 3, 4, 18, 25, 2003; February 1, 8, 9, 15, 21, 2003  
Not to exceed 12 hours per week

Helen Ellison-Dorion  
October 3, 10, 17, 24, 31, 2002; November 7, 14, 21, 2002; and December 5, 12, 19, 2002  
Not to exceed 2 hours per week

Shane Eggerstedt  
November 7, 14, 17, 21, 2002; and December 5, 12, 19, 2002  
Not to exceed 4 hours per week

Adrian Esparza  
October 5, 12, 19, 26, 2002; and January 12, 2003  
Not to exceed 2 hours per week



Ron Fritsch

October 5, 12, 19, 26, 2002; and November 9, 16, 23, 30, 2002

Not to exceed 2 hours per week

Martha Garcia

October 5, 12, 19, 26, 2002; November 2, 9, 16, 23, 2002; December 7, 14, 15, 21, 2002; January 18, 25, 2003; and February 1, 8, 15, 22, 2003

Not to exceed 4 hours per week

Mary Garibay

October 4, 11, 18, 25, 2002; and November 1, 8, 2002

Not to exceed 2 hours per week

Becky Hendrick

November 6, 7, 13, 14, 20, 21, 2002; and December 4, 5, 11, 12, 18, 19, 2002

Not to exceed 4 hours per week

Alfred La Piana

November 7, 14, 21, 2002; December 5, 12, 19, 2002; January 9, 16, 23, 30, 2003; and February 6, 13, 2003

Not to exceed 2 hours per week

Marie Livingston

October 1, 3, 8, 10, 15, 17, 22, 24, 2002; November 5, 7, 12, 14, 19, 21, 26, 2002; December 5, 12, 19, 2002; January 3, 4, 9, 10, 16, 17, 23, 24, 30, 31, 2003; and February 6, 7, 13, 14, 20, 21, 27, 28, 2003

Not to exceed 12 hours per week

Sandy Matyi

October 3, 10, 17, 24, 31, 2002; November 7, 14, 21, 2002; January 9, 16, 23, 30, 2003; and February 6, 13, 20, 27, 2003

Not to exceed 2 hours per week

Debby Morales

November 2, 9, 16, 23, 2002; January 3, 4, 18, 25, 2003; and February 1, 8, 15, 22, 2003

Not to exceed 10 hours per week

Maria Almeida Natividad

October 27, 2002

Not to exceed 2 hours per week

Sherre Parker

October 2, 9, 16, 23, 30, 2002; November 6, 7, 13, 14, 20, 21, 2002; December 3, 4, 5, 12, 19, 2002; January 9, 16, 23, 30, 2003; and February 6, 13, 2003

Not to exceed 6 hours per week

Frank Rimbach

January 8, 15, 22, 29, 2003; and February 5, 12, 19, 26, 2003

Not to exceed 2 hours per week

Michael Thornton

October 4, 11, 18, 25, 2002; November 1, 8, 15, 22, 2002; and December 6, 13, 20, 2002

Not to exceed 2 hours per week

**\*RESOLUTION**

**WHEREAS**, the Tax Assessor/Collector of the City of El Paso has entered the amount of tax as provided by Section 26.09(e) of the State Property Tax Code in the appraisal roll, creating a tax roll for entities for which the Tax Assessor/Collector of the City collects taxes, a summary of which is attached to this resolution and incorporated herein by reference; and

**WHEREAS**, the tax roll for the entities is on file and available for inspection in the Tax Office of the City of El Paso; and

**WHEREAS**, the Tax Assessor/Collector of the City of El Paso now submits the appraisal roll to the City Council for approval as the tax roll;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the appraisal roll is approved by the City Council of the City of El Paso and does constitute the tax roll for 2002 of the city of El Paso and all entities for which the Tax Assessor/Collector of the City of El Paso collects taxes.

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Motion made, seconded and unanimously carried to move to the Regular Agenda the following:

**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the Mayor be authorized to sign a Second Amendment to the SOFTWARE SERVICE AND MAINTENANCE AGREEMENT by and between APPRAISAL AND COLLECTION TECHNOLOGIES (ACT) and the CITY OF EL PASO, TEXAS, which allows for the payment of property taxes by credit card through the use of the Internet.

Representative Medina asked for the effective date.

Mr. Juan Sandoval, Tax Assessor/Collector, advised Council Members that the software would allow taxpayers to utilize the internet to pay their property taxes and added that the service would become effective December 1, 2002. He noted that a maximum fee of 5% would be charged to individuals utilizing this service, for handling and processing fees.

Representative Sumrall congratulated Mr. Sandoval for seeing the project through to fruition and noted that the service would allow individuals to make timely property tax payments.

Motion made by Representative Sumrall, seconded by Representative Cobos and unanimously carried to approve the above Resolution.

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\*Motion made, seconded and unanimously carried to transfer Two-Hundred Dollars (\$200.00) to be allocated from District 8 Discretionary Funds to assist the Westside Regional Command Center Police Department with Pride Day Event.

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\*Motion made, seconded and unanimously carried to expend Four Thousand Seven Hundred Dollars (\$4,700.00) from District IV Discretionary Funds to be used to install four luminaries (400 W HPS Flood Lights) at Chuck Heindrich Park, 11055 Loma Del Norte, El Paso, Texas.

\*Motion made, seconded and unanimously carried to approve request removal of guardrail at 4180 N. Mesa (rear). Cost estimate is \$165.42.

\*Motion made, seconded and unanimously carried to approve the request for the following names to be placed on the Reinstatement list in accordance with Article VI, Section 6.10-10, of the Civil Service Charter Provisions:

- A. Arredondo, Zoraida – Public Safety Calltaker
- B. Arriaga, Daniel – Police Sergeant
- C. Reza, Bertha V. – Police Records Spec. II
- D. Gonzalez, Richard R. – Paratransit Coach Operator

\*Motion made, seconded and unanimously carried to approve the following provisional appointments in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

- A. Clerk Typist II
- B. Vehicle for Hire Inspector

\*Motion made, seconded and unanimously carried to re-appoint James Nakovic to the Zoning Board of Adjustment (as an alternate) by Representative Luis G. Sariñana.

\*Motion made, seconded and unanimously carried to re-appoint Jetta Roberts to the Mayor's Advisory Board on Aging by Representative John Cook.

\*Motion made, seconded and unanimously carried to appoint Roxanne Varela to the Arts Resources Board by Representative John Cook.

\*Motion made, seconded and unanimously carried to appoint Elsie J. Morgan to the Art Museum Advisory Board by Mayor Raymond C. Caballero.

\*Motion made, seconded and unanimously carried to appoint Kristine Navarro to the History Museum Board by Representative Paul J. Escobar.

\*Motion made, seconded and unanimously carried to appoint Rafael Adame to the Cable Communications Commission by Representative Jan Sumrall.

\*Motion made, seconded and unanimously carried that the following installment agreements for AD VALOREM taxes be approved in the amount shown and that the Mayor be authorized to sign said agreements on behalf of the City:

- A. PID #C835-999-0010-6700, \$1,300.52 per month installments on a balance of \$31,212.48 for 1997, 1998, 1999 & 2000 taxes; Francisco & Juanita Duran – 7264 - 7268 Alameda.
- B. PID #0263-999-0050-0100, \$517.37 per month installments on a balance of \$12,416.88 for 1996, 1997, 1998, 1999, 2000 & 2001 taxes; Manuel & Carmen Nava. – 149 Hadlock St.
- C. PID #M851-999-0070-6700, \$492.16 per month installments on a balance of \$5,905.92 for 1999, 2000 & 2001 taxes; Ramon & Graciela Garcia – 8509 Mount Scott Dr.
- D. PID #M638-999-0170-2100, \$392.22 per month installments on a balance of \$4,706.64 for 2000 & 2001 taxes; Carlos & Yolanda Gonzalez – 9633 Mc Intosh Dr.
- E. PID #E390-999-0050-9000, \$389.01 per month installments on a balance of \$2,334.06 for 2000 & 2001 taxes; Lorenzo & Lucina Hernandez – 8409 Furman Pl.

\*Motion made, seconded and unanimously carried that the following tax refunds be approved:

- A. Ramon Holguin, in the amount of \$693.19; overpayment of 2001 taxes.  
(PID #B800-999-0020-1900)
- B. Jaime Papa, in the amount of \$570.67; overpayment of 2001 taxes.  
(PID #C340-999-1500-3900)
- C. Farm Service Agency, in the amount of \$2,278.50; overpayment of 2001 taxes.  
(PID #S075-000-0650-14E0)

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\*Motion made, seconded and unanimously carried to award Bid No. 2002-175 Body Armor

Award to: Direct Action Uniforms  
El Paso, Texas  
Item (s): All  
Amount: \$153,300.00 (estimated annually)  
  
Department: Police  
Funds available: 21010060-503120  
Funding source: General Funds  
Total award: \$153,300.00

The El Paso Police Department and Purchasing Department recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Lower bids were rejected by the Police Department evaluating personnel as per attached documentation.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months.

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\*Motion made, seconded and unanimously carried to award Bid No. 2003-002 Central Warehouse Pavement Improvements

Award to: Ortega Construction Company, Inc.  
El Paso, Texas  
Department: Parks & Recreation  
Funds Available: PPW0046033YR2-510095-31130550-508027  
Funding Source: 2000 Quality of Life Bond Issue  
Items: Base Bid \$25,275.00  
Total Award: \$25,275.00

The Departments of Purchasing, Engineering and Parks & Recreation recommend the award of this contract to Ortega Construction Company, Inc., the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000.00 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

\*Motion made, seconded and unanimously carried to approve budget transfer BT2003-019 POLICE  
 This transfer will establish a funding level to allow the Abandoned Auto Section to pay lien claims against vehicles that are auctioned. The actual amount paid cannot exceed the amount deposited from the auction. This transfer will set a limit that should allow for payments of all claims submitted during Fiscal Year 2003.

Increase	\$825,000	to	21150064/P50023616414/494001	Est Revenue
Increase	\$825,000	to	21150064/P50023616414/502218	Garage Keeper Lien

.....  
 \*Motion made, seconded and unanimously carried to approve budget transfer BT2002-020 POLICE  
 This transfer will set up the budget for this fiscal year to allow for continued operations and provide funding for relocation to the Clark Street facility.

Increase	\$278,075	to	21150064/P50023516413/407002	Est Revenue
Increase	\$ 24,750	to	21150064/P50023516413/502205	Legal Notices
Increase	\$ 5,575	to	21150064/P50023516413/502212	Security
Increase	\$ 100	to	21150064/P50023516413/502302	Print Shop
Increase	\$ 300	to	21150064/P50023516413/503100	Minor Off Sup
Increase	\$ 500	to	21150064/P50023516413/503101	Office Equip
Increase	\$ 1,000	to	21150064/P50023516413/503104	Computer Sup
Increase	\$ 2,000	to	21150064/P50023516413/503120	Uniforms
Increase	\$ 200	to	21150064/P50023516413/503123	Safety Equip
Increase	\$200,000	to	21150064/P50023516413/504406	Other Svcs
Increase	\$ 33,000	to	21150064/P50023516413/504423	Airport Commissions
Increase	\$ 10,650	to	21150064/P50023516413/508006	Vehicular Equip

.....  
 \*Motion made, seconded and unanimously carried to approve budget transfer BT2003-037 POLICE  
 This transfer will establish the budget for Fiscal Year 2003 for Confiscated funds and will allow the Department to allocate those funds for continued law enforcement activities. (State Award)

Increase	\$287,600	to	21150060/P50023216411/405065	NonOper Rev
Increase	\$ 14,000	to	21150060/P50023216411/502408	Vehicle Lses
Increase	\$ 20,000	to	21150060/P50023216411/508006	Vehicle Eq
Increase	\$ 25,000	to	21150060/P50023216411/504002	Paging Svcs
Increase	\$ 35,000	to	21150060/P50023216411/501011	Part-time Civ
Increase	\$ 30,000	to	21150060/P50023216411/503009	Aviation fuel
Increase	\$ 35,000	to	21150060/P50023216411/503122	MaintShop/Parts
Increase	500	to	21150060/P50023216411/503105	DesktopSoftwre
Increase	\$ 46,000	to	21150060/P50023216411/503120	Uniforms
Increase	\$ 37,100	to	21150060/P50023216411/508007	Public Safety Eq
Increase	\$ 45,000	to	21150060/P50023216411/508024	Testing

.....  
 \*Motion made, seconded and unanimously carried to approve budget transfer BT2003-038 POLICE  
 This transfer will establish the budget for Fiscal Year 2003 for Confiscated funds and will allow the Department to allocate those funds for continued law enforcement activities. (Federal Award)

Increase	\$720,450	to	21150060/P50023116371/405065	NonOper Rev
Increase	\$200,000	to	21150060/P50023116371/504201	Tvl Exp Emplye
Increase	\$ 85,000	to	21150060/P50023116371/503106	Undercvr Sup
Increase	\$ 5,000	to	21150060/P50023116371/502202	DataProcSup
Increase	\$160,000	to	21150060/P50023116371/502215	OtsideContNOC
Increase	\$ 32,000	to	21150060/P50023116371/503100	Office Sup
Increase	\$ 4,000	to	21150060/P50023116371/503117	EqMaintSup
Increase	\$ 42,300	to	21150060/P50023116371/503120	Unif&ApServ

Increase	\$ 61,000	to	21150060/P50023116371/504406	Other Svcs
Increase	\$ 80,650	to	21150060/P50023116371/508007	PubSafetyEq
Increase	\$ 33,000	to	21150060/P50023116371/508009	Furn & Fixt
Increase	\$ 6,000	to	21150060/P50023116371/508013	Animals
Increase	\$ 6,000	to	21150060/P50023116371/503103	Pubs&Subs
Increase	\$ 3,000	to	21150060/P50023116371/503108	Training Mat
Increase	\$ 2,500	to	21150060/P50023116371/508008	MajOffSup

.....  
 \*Motion made, seconded and unanimously carried to approve budget transfer BT2003-039 POLICE  
 This transfer will establish the budget for Fiscal Year 2003 for Confiscated funds and will allow the Department to allocate those funds for continued law enforcement activities. (Treasury Award)

Increase	\$17,000	to	21150060/P50023316372/405065	NonOper Rev
Increase	\$10,000	to	21150060/P50023316372/502116	Promo Svcs
Increase	\$ 7,000	to	21150060/P50023316372/508054	Cars,P/U,Vans

.....  
 \*Motion made, seconded and unanimously carried to approve the request of Sun Bowl Association to hold the Las Palmas Del Sol Sun Bowl Parade on November 28, 2002 fro 1:00 a.m. to 4:00 p.m. Route: Montana Street from Mesa to North/South Freeway service road. Approximately 3,000 persons 150 vehicles and 40 animals will take part and 275,000 spectators are anticipated. This request includes permission to use amplification (several floats may have sound equipment capable of being heard to the curb). PERMIT NO. 02-135

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 \*Motion made, seconded and unanimously carried to approve the request of Islamic Center of El Paso to hold a walkathon/bazaar on October 26, 2002 from 9:00 a.m. to 11:00 a.m. Route: Jogging path at Galatzan Park, 650 Wallenberg, by Westside Recreation Center. Approximately 50 persons will take part and 10 spectators are anticipated. PERMIT NO. 02-140

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 \*Motion made, seconded and unanimously carried to approve the request of Inter Club Council of El Paso to hold a Black History Parade on February 22, 2003 from 10:00 a.m. to 12:00 noon. Route: Start at Pershing and Montana, proceed east on Montana to Copia, right on Copia, proceed south to Missouri, right on Missouri and proceed west to Luna, end at Mary Webb Park. Approximately 400 persons 25 - 35 vehicles and 3 animals will take part and 500 - 700 spectators are anticipated. This request includes permission to use amplification (Disco-DJ, microphone, speakers). PERMIT NO. 02-141

.....  
 \*Motion made, seconded and unanimously carried to approve the request of Greater El Paso Red Ribbon Campaign Committee to hold a Red Ribbon Campaign parade on October 26, 2002 from 11:00 a.m. to 12:00 p.m. Route: Start at 4700 Delta, proceed east on Delta to Lisbon, left on Lisbon and proceed north to Robert Alva, end at Robert Alva and Lisbon. Approximately 550 persons and 15 vehicles will take part and 500 spectators are anticipated. This request includes permission to use amplification (megaphone). PERMIT NO. 02-142

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 \*Motion made, seconded and unanimously carried to approve the request of Franklin High School to hold a homecoming parade on October 18, 2002 from 6:00 p.m. to 7:00 p.m. Route: Start at Franklin parking lot to Resler, south on Resler to Cloudview, left on Cloudview, 2 blocks east to Coronado High School. Approximately 150 persons and 20 vehicles will take part and 100 - 150 spectators are anticipated. PERMIT NO. 02-143

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 \*Motion made, seconded and unanimously carried to approve the request of El Paso Police Department/Pebble Hills Regional Command to use amplification (disco) at Album Park on October 19, 2002 from 8:00 a.m. to 2:00 p.m. Approximately 1,000 spectators are anticipated. PERMIT NO. 02-145  
 .....

\*Motion made, seconded and unanimously carried to approve the request of El Paso Police Department to use amplification (music, disco) on October 19, 2002 at Shawver Park from 8:00 a.m. to 4:00 p.m. Approximately 500 spectators are anticipated. PERMIT NO. 02-148

\*Motion made, seconded and unanimously carried to approve the request of El Paso Police Department to use amplification (music, disco) on October 19, 2002 at Sacramento Senior Center from 8:00 a.m. to 4:00 p.m. Approximately 700 spectators are anticipated. PERMIT NO. 02-147

\*Motion made, seconded and unanimously carried to approve the request of El Paso Police Department to use amplification on October 19, 2002 at Galatzan Park from 8:00 a.m. to 4:00 p.m. Approximately 400 spectators are anticipated. PERMIT NO. 02-146

\*Motion made, seconded and unanimously carried to approve the request of Pastor Rafael Juarez, III/Spirit Life Christian Center to use amplification (3 microphones, 1 amplifier, 4 speakers) on October 12, 2002 and October 26, 2002 from 2:00 p.m. to 6:00 p.m. at Album Park. Approximately 15 persons will use amplification and 50 spectators are anticipated. PERMIT NO. 02-149

\*Motion made, seconded and unanimously carried to approve the request of Faith Christian Academy to hold a homecoming parade on October 11, 2002 from 1:30 p.m. to 3:00 p.m. Route: Start at Abundant Living Faith Center parking lot, left on Valley Crest to Escobar, left on Escobar to Faith Christian Academy parking lot. Approximately 400 persons and 15 vehicles will take part and 60 spectators are anticipated. PERMIT NO. 02-153

\*Motion made, seconded and unanimously carried to approve the request of The Stonegate Homeowners Association to block off cul-de-sac at the ends of Stone Gate and Gate Place on October 13, 2002 from 4:00 p.m. to 10:00 p.m. for a Neighborhood Association block party. Approximately 150 persons will take part. This request includes permission to use amplification (small disco). PERMIT NO. 02-156

ORDINANCE 15245

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE NO. 15073, PROVIDING FOR ART IN MUNICIPAL PLACES, TO PROVIDE FOR CERTIFICATES OF OBLIGATION AS AN ADDITIONAL SOURCE OF FUNDING FOR ACQUISITION OR COMMISSIONING OF ART FOR MUNICIPAL PLACES AND TO PROVIDE TECHNICAL CORRECTIONS.**

Representative Cobos suggested that Council Members allocate a yearly set amount for public art funding rather than utilize Certificates of Obligation.

Representative Medina expressed that progressive cities utilized art in municipal places and added that the art exhibits would provide additional culture to the community. He noted that he had requested Mr. Bill Chapman, Deputy CAO of Financial Services/Chief Financial Officer, provide Council Members a PowerPoint presentation regarding various funding instruments.

Mr. Chapman responded that the requested presentation was not yet complete.

Representative Power remarked that he would support the Ordinance.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Sumrall, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, and Escobar

NAYS: Council Member Cobos

Absent: Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

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ORDINANCE 15246

The City Clerk read an Ordinance entitled: **AN ORDINANCE PROVIDING FOR THE ISSUANCE OF CITY OF EL PASO, TEXAS, WATER AND SEWER REVENUE BONDS, SERIES 2002A, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$1,000,000, FOR THE PURPOSE OF IMPROVING AND EXTENDING THE CITY'S WATER AND SEWER SYSTEM AND PAYING THE COSTS RELATED TO THE ISSUANCE OF THE BONDS; AND ENACTING PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSES OF THIS ORDINANCE**

Mr. Norman Gordon, attorney, explained that he had prepare separate Ordinance language that would permit the City to make decisions regarding the expedited use of Public Service Board land, rather than the Public Service Board ("PSB"). He added that the separate Ordinance language would become effective following the current bonds having been paid off.

Mr. Ed Archuleta, General Manager of El Paso Water Utilities Public Service Board, stated that the current bonds would be paid off in the year 2028, with 0% interest over the 25 years, and requested that Council Members not approve the proposed Ordinance as suggested by Mr. Gordon.

Motion duly made by Representative Sumrall, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, and Medina

NAYS: Council Members Cook, Power, Escobar, and Cobos

Absent: Council Member Sariñana

The Motion failed.

Mr. Gordon distributed copies of the amended Ordinance to Council Members and stated that the Ordinance would reflect today's date.

Mr. Gilbert Moreno, Chairman of the Public Service Board, stated that Council Members should leave the water business to the experts and fiduciary business to the fiduciary experts. He commented on the length of time it took to get the GIS system for the City and that he had initiated the placement of a temporary moratorium on the PSB northeast property. He explained that the City was not utilizing the PSB land efficiently; therefore, he utilized his own monies to investigate.

Representative Cook noted that the PSB should not be concerned with land management issues but should concentrate their focus on managing the City's water.

Ms. Elaine Barron, Vice Chairman of PSB, spoke against the amended Ordinance and suggested that Council Members investigate the Tucson Pima County Conservation Plan as a model for the City of El Paso.

Mr. Archuleta explained that land and water issues run hand in hand and discussed the complexities regarding same.



Representative Sumrall expressed that the price of water was affordable due to the PSB's management of land and added that the PSB was thinking futuristically regarding the planned desalination plant.

Representative Cobos commented on the composition of Public Service Board members and noted that Board members were not elected.

Ms. Lisa Turner, citizen, commented that in 25 years there would not be a City of El Paso as the Bolson would have dried up. She requested that Council Members place the community above their own agendas.

Mr. Ignacio Escandon, citizen, commented that the residents of the lower valley had suffered due to the idiocy of the Lower Valley Water District and stated that since 1952, the Public Service Board had served the community very well. He asked that Council Members leave the PSB as it currently exists.

Representative Rodriguez commented on the manner with which the PSB addressed land management issues. She requested clarification from Mr. Moreno regarding his comments pertaining to the northeast PSB property.

Mr. Moreno clarified that he was a professional planner and noted that the 10-month moratorium on the northeast land was due to the lack of congruency between City and the PSB; however, due to the Planning, Research and Development Department's expertise, those congruency issues had been rectified. He complimented the Planning, Research and Development Department's staff for their diligent efforts.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cook, seconded by Representative Cobos, that the Ordinance be adopted, as amended. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Cook, Power, and Cobos

NAYS: Council Members Sumrall, Medina and Escobar Absent: Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted, as amended.

**Mayor Raymond C. Caballero vetoed the action of the City Council on October 11, 2002, Ordinance 15246.**

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**ORDINANCE 15247**

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF LOT 57, BLOCK 2, ALEXANDER, EL PASO, EL PASO COUNTY, TEXAS (326 GONZALES STREET) FROM R-4 (RESIDENTIAL) TO R-5 (RESIDENTIAL). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Ms. Patricia D. Adauto, Director of Planning, Research and Development, discussed the zoning change request was to permit a duplex and added that the CPC (City Plan Commission) and DCC (Development Coordinating Committee) recommended approval. She stated that the Department had received opposition to the zoning change request invoking the 211.006(d).

Representative Escobar stated that he had met with the applicant and would support the proposed zoning change request; however, due to the absence of Representative Sariñana, the 211.006(d) vote could not be met.

Representative Cobos stated that Representative Escobar had demonstrated his due diligence and added that he would support Representative Escobar.

Motion duly made by Representative Escobar, seconded by Representative Cobos, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Cobos questioned whether the Ordinance pertained to parking meters nearby the County building and whether or not additional parking spaces would be noted.

Ms. Rodriguez responded that the Ordinance would not affect County Judges' parking and that no new parking spaces would be noted.

Mr. Leopoldo Sierra, citizen, commented that the City should create more disabled parking spaces and added that those parking spaces should be free of charge.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cobos, seconded by Representative Rodriguez, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, and Cobos

NAYS: None                                      Absent: Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

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ORDINANCE 15250

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO CREATE THE CLASS OF ENERGY MANAGER.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Medina, seconded by Representative Cobos, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Power, and Cobos

NAYS: None                                      Absent: Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representatives Sumrall and Escobar were not present for the vote.

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ORDINANCE 15251

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO CREATE THE CLASS OF WASTEWATER OPERATIONS CONTROL ANALYST.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Medina, seconded by Representative Cobos that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Power, and Cobos

NAYS:           None                               Absent:           Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representatives Sumrall and Escobar were not present for the vote.

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ORDINANCE 15252

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO CREATE THE CLASS OF ZOO COMMISSARY SUPERVISOR.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Medina, seconded by Representative Cobos, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES:           Council Members Rodriguez, Medina, Cook, Power, and Cobos

NAYS:           None                               Absent:           Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representatives Sumrall and Escobar were not present for the vote.

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ORDINANCE 15253

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO REVISE THE CLASS OF WELL PRODUCTION FIELD OPERATOR.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Medina, seconded by Representative Cobos, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES:           Council Members Rodriguez, Medina, Cook, Power, and Cobos

NAYS:           None                               Absent:           Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representatives Sumrall and Escobar were not present for the vote.

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ORDINANCE 15254

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO REVISE THE CLASS OF TREASURY SERVICES MANAGER.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Medina, seconded by Representative Cobos, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Power, and Cobos

NAYS: None                                      Absent: Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representatives Sumrall and Escobar were not present for the vote.

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ORDINANCE 15255

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE TO EEC INVESTMENTS, INC. D/B/A EEC FASHIONS TO PERMIT TEMPORARY SIDEWALK VENDING WITHIN PORTIONS OF PUBLIC RIGHT-OF-WAY LOCATED AT 501 S. STANTON STREET, 508 S. STANTON STREET AND 408 S. EL PASO STREET FROM OCTOBER 9, 2002 THROUGH JULY 3, 2003.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cobos, seconded by Representative Cook, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Power, and Cobos

NAYS: None                                      Absent: Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representatives Sumrall and Escobar were not present for the vote.

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ORDINANCE 15256

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE AUTHORIZING THE TEMPORARY CLOSURE OF OREGON STREET BETWEEN MAIN DRIVE AND MILLS STREET AND SAN FRANCISCO AVENUE BETWEEN EL PASO STREET AND SANTA FE STREET FOR A CITY-SPONSORED DIA DE LOS MUERTOS CULTURAL EVENT ON NOVEMBER 1, 2002.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cobos, seconded by Representative Cook, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Power, and Cobos

NAYS: None Absent: Council Member Sariñana

ABSTAIN: Council Members Sumrall and Escobar

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

ORDINANCE 15257

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE TO THE CENTRAL BUSINESS ASSOCIATION OF EL PASO, INC., TO PERMIT TEMPORARY SIDEWALK VENDING FOR PARTICIPATING MERCHANTS WITHIN CERTAIN PUBLIC RIGHTS-OF-WAY IN DOWNTOWN EL PASO FROM OCTOBER 9, 2002 THROUGH JULY 3, 2003.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cobos, seconded by Representative Cook, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Power, and Cobos

NAYS: None Absent: Council Member Sariñana

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representatives Sumrall and Escobar were not present for the vote.

Item: An Ordinance repealing Ordinance 14996, which created Tax Incremental Finance (TIF) District #2.

Motion made by Representative Cook, seconded by Representative Rodriguez and unanimously carried to postpone five (5) weeks. Ordinances repealing Ordinances 14996 and 14999, which created Tax Incremental Finance (TIF) Districts #2 and #3 and direct the Planning, Research and Development Department to set up an informational meeting for the public on TIF Districts before the Regular City Council Meeting of November 12, 2002 and to mail out notices.

Representative Escobar stated that, in his opinion, the City had not provided sufficient information to those residing in the affected neighborhood and requested that a meeting be scheduled to discuss the matters in detail.

Mayor Raymond C. Caballero noted that on July 9, 2002, Council moved to postpone the two Ordinances until the Greater El Paso Chamber of Commerce's report was available.

Representative Sumrall moved to postpone the matters for 12 weeks and added that during that period of time, the City would present the Greater El Paso Chamber of Commerce study and mail Notices to affected residents. Representative Medina seconded.

Mr. Bob Cook, Greater El Paso Chamber of Commerce, noted that 90 days or less was appropriate and added that legal counsel would present the Chamber's study in conjunction with the University of Texas at El Paso (UTEP) study.

Mayor Caballero reiterated that the City had made a commitment.

Representative Medina commented that repealing the TIFs at this time would not be recommended and thanked the Greater El Paso Chamber of Commerce staff for their dedication and initiative in composing the study.

Representative Cobos remarked that there was insufficient reasoning why the City required the TIFs and added that all other taxing entities had revoked their participation in TIF Number Two. He stated that the area residents had suffered emotional stress since the beginning of the year.

Representative Cook reiterated that the matters before Council were in reference to the TIF Districts and the Greater El Paso Chamber of Commerce study. He applauded the Chamber's efforts and requested that the matters be brought before City Council at a later date. He discussed monies to be allocated in January of 2003.

Motion made by Representative Sumrall to postpone an Ordinance repealing Ordinance 14996, which created Tax Incremental Finance (TIF) District #2 and Ordinance repealing 14999, which created Tax Incremental Finance (TIF) District #3 for 12 weeks. Representative Medina seconded.

There being no further public comment, the vote was taken.

AYE: Representatives Sumrall, Medina and Escobar

NAY: Representatives Rodriguez, Cook, Power and Cobos

The Motion to postpone twelve weeks failed.

Representative Cook questioned Ms. Patricia D. Adauto, Director of Planning, Research and Development Department whether the list of property owners had been prepared and if the Department was prepared to send the Notices via postal service.

Ms. Adauto responded yes; however, a new mailing list would be updated and added that the mass mailing could be conducted within one month's time.

Representative Cook moved to postpone for five (5) weeks and to direct the Planning Department to send postcards to notify residents of public meetings. Representative Rodriguez seconded.

Ms. Rita Rodriguez, City Attorney, clarified that the public information meeting must be held prior to the City Council meeting of November 12, 2002.





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\*Motion made, seconded and unanimously carried to postpone to the Regular City Council Meeting of October 24, 2002 (2 weeks) the discussion and action on the proposal by the Household Finance Corporation to release first time home buyers funds in all areas of the city except 79936 and 79938 zip codes.

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Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried to postpone one (1) week the appeal to the decision of the Historic Landmark Commission regarding re-roofing with shingle the property located at 2932 Grant, El Paso, Texas.

Ms. Patricia D. Adauto, Director of Planning, Research and Development Department, questioned whether or not Ms. Deanna Madrid was present. Ms. Madrid was not present; therefore, the motion to postpone for one week was made by Representative Cook and seconded by Representative Escobar.

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Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to amend the Rules of Order for City Council Meetings of the City of El Paso, to add that all items on the consent agenda moved to the regular agenda be taken at the end of the regular agenda.

Representative Larry Medina was not present to vote.

Representative Cook noted that the suggestion made by Mr. David Etzold was an excellent idea.

Ms. Rita Rodriguez, City Attorney, questioned whether or not Council Members would incorporate the suggestion into the Rules of Order.

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No action was taken on the discussion and action on resuming Monday morning Pre-council meetings in order to enable council members to raise questions and make requests for staff to provide information in a timely manner before the regularly scheduled City Council Meetings.

Representative Cook stated that Council Members' questions could be addressed at the Monday morning Pre-Council meetings.

Representative Sumrall noted that many of the questions asked on Monday were repeated at the City Council meetings on Tuesday and did not want to tie up Department Heads on two separate occasions. Representative Medina concurred with Representative Sumrall's comments.

Mayor Raymond Caballero remarked that he would not want City staff to be browbeaten.

Representative Medina commended Ms. Rita Rodriguez, City Attorney, for her professionalism.

Ms. Lisa Turner, citizen, questioned whether or not it was possible that a deadline be set, in the event an agenda item was removed at the last minute. She questioned when it was that Council Members received backup materials pertaining to City Council agenda items.

Mr. Charlie McNabb, Chief Administrative Officer, remarked that he had sent Department Heads an e-mail stating that in the event the backup material was not available in the City Clerk's office by Friday morning, the agenda item would be deleted or postponed.

Mayor Caballero requested that Council Members email Department Heads if any questions remained unanswered.

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Representative Cobos remarked that he would not attend the Monday morning meetings as he wanted his questions to be fresh and unrehearsed.

Motion made by Representative Cook, seconded by Representative Sumrall and carried to amend the Rules of Order for the City of El Paso, to add the following:

- That items placed by members of the public be addressed from 9:00 a.m. to 9:30 a.m.
- That proclamations be presented from 9:30 a.m. to 10:00 a.m., not to exceed thirty (30) minutes.
- That members of the public wishing to speak on an agenda item, shall sign-in as speaker for the designated item prior to 10:00 a.m. on the day of the City Council meeting.
- That the City Clerk's Office shall make available the sign-in sheet for the public outside Council Chambers on the day of the Council Meeting up until 10:00 a.m.

AYES: Representatives Sumrall, Rodriguez, Cook and Escobar

NAYS: Representative Power

EXCUSED: Representative Sariñana

NOT PRESENT: Representative Medina

Mayor Raymond C. Caballero agreed with the above noted suggestions and encouraged the public to participate in City government. He requested that the City Clerk's office prepare a sign in sheet for anyone wishing to speak on an Agenda matter. He also suggested that public comment would be held at 9:00 a.m. and proclamations to begin at 9:30 a.m.

Representative Sumrall concurred and added that she was agreeable to starting City Council meetings at approximately 10:00 a.m.

Ms. Lisa Turner, citizen, suggested leaving the Agenda format as it currently existed; however, limit the number of weekly proclamations to four. She suggested that Council Members adjourn the meeting for approximately one hour and half for lunch, and then reconvene the meeting, as members of the audience become bored and weary. She stated that proclamations have dragged on causing longer City Council meetings.

Mr. Charlie McNabb, Chief Administrative Officer, stated that City staff had been instructed not to place more than four proclamations on an agenda at one time, and placement of proclamations would be on a first come, first serve basis.

Mayor Caballero clarified that proclamations would be allotted 30 minutes, no more than three minutes per proclamation.

Ms. Rita Rodriguez, City Attorney, commented on items placed by members of the public and limiting the control of the Council Members and public.

Ms. Richarda Duffy Momsen, City Clerk, reiterated that items placed by members of the public would be heard between 9:00 a.m. and 9:30 a.m. and that the public member placing an agenda item would be notified that he/she would have three minutes to speak. She stated that the City Clerk's office would provide a sign up sheet for members of the public wishing to speak on a specific Agenda matter.

Representative Power stated he was opposed to limiting the public's speaking time.

Mr. McNabb clarified that the City Clerk's office would provide a sign up sheet outside Council Chambers until 10:00 a.m. to allow members of the public to sign the Sign In Log Sheet.

.....  
\*Motion made, seconded and unanimously carried to postpone one (1) week the discussion and action on the street number address ordinance. [Sheldon Hall]

.....  
~~\*Motion made, seconded and unanimously carried to postpone four (4) weeks the discussion on the difficulty in obtaining a permit to open a small business and the ridiculous requirements. [Emilio Bruna]~~

No action was taken on the presentation regarding MARS Emergency Communications Support System.  
[Richard Thrift]

Mr. Richard Thrift, citizen, explained that he was present to educate the public regarding emergency communications.

.....  
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A. An Ordinance authorizing the Mayor to execute a Quitclaim (Tax Resale) Deed for all that certain tract of land being a part of what is known as "Tract 26-A" on the Tax Rolls and including a tract formerly designated and known on the Tax Rolls as "Tract 26-L", all of said property being situated in Section 9, Block 81, Township 2, Texas and Pacific Railroad Survey, City of El Paso, El Paso County, Texas.
- B. An Ordinance Authorizing the Mayor to execute a Quitclaim (Tax Resale) Deed for Lot 8, Block 3, Montecito Addition, an Addition in the City of El Paso, Texas.
- C. AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO CREATE THE CLASS OF **STREET RESURFACING INSPECTOR**.
- D. AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO CREATE THE CLASS OF **EXHIBITS CURATOR**.
- E. An Ordinance amending Ordinance No. 010397, as amended by Ordinance No. 011042 and Ordinance No. 011573; establishing procedures for placing matters on the Agenda for City Council Meetings by amending the deadlines.

**PUBLIC HEARING WILL BE HELD THURSDAY, OCTOBER 24, 2002 FOR ITEMS A - E**

- F. An Ordinance amending Ordinance 014775, which changed the zoning of a portion of Section 44, Block 79, Township 2, T & PRRC SURVEYS, City of El Paso, El Paso County, Texas (11900 Block of Rufus Brijalva Drive) from Q (Quarry) to R-3A (Residential) and imposed certain conditions, to amend Condition #3 by revising the language to allow for emergency access. The penalty being as provided in Section 20.69.010 of the El Paso Municipal Code. Applicant/Representative: Carefree Land L. P. 1560 Goodyear, El Paso, TX 79936 SC-02006
- G. An Ordinance Granting Special Permit No. SU-02015, to allow for a planned residential development with reduced setbacks on Tract 16L, Block 36, YSLETA GRANT, El Paso, El Paso County, Texas (Winchester Blvd. And Alderete Ave.) pursuant to Section 20.14.040 (Zoning) of The El Paso Municipal Code. The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZONE: R-4 (Residential). Applicant/Representative: Petra Valbuena & Monterrey Homes, Inc. / 11965 Pellicano, El Paso, TX 79936

**PUBLIC HEARING WILL BE HELD TUESDAY, OCTOBER 29, 2002 FOR ITEMS F - G**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

## ADDITION TO THE AGENDA

### \*R E S O L U T I O N

#### BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

**THAT** the City Council approve the following proposed amendments to the Community and Human Development Housing Programs Handbook as recommended by the Community and Human Development Director:

**THAT** Chapter 5, Program for the Rehabilitation of Investor-Owned Properties, be amended to include the stipulation that the financing made available under this Program shall only be accessed and made available through participation in an annual request for proposals process; and to revise **Section I. Eligibility Requirements**. Subsection B. The property: 1., is being amended by increasing the maximum number of available points for ranking a potential project from 35 to 45 points utilizing various factors under this Subsection; and by amending factor d., to add 3 points to a property located in CD eligible areas outside the Central Target Area; and by amending factor f. to further define a vacant building as one without any tenants for a minimum period of 90 days prior to the application and by assigning 3 of the maximum 6 points to an application with an occupied building where less than 50% of the tenants will require permanent relocation; and by adding a new factor g. which will assign a maximum of 5 points to applications that will leverage at least 20% of the project costs from other funds while projects leveraging a minimum of 10% will receive 3 points; and by adding a new factor h. which assigns a maximum of 5 points based on the demonstrated capacity of the applicant and successful completion and maintenance of housing comparable rehabilitation projects within the last ten years and by awarding 5 points for three completed projects, 3 points for two projects and 2 points for one completed project; and furthermore that the handbook be amended by deleting Subsection B.3., which is the eligibility requirement that the property be in violation of the International Codes because of the implicit nature of rehabilitation which is to achieve code compliance by correcting code violations; and by amending **Section II. Financing**. Subsection A. to include an exception to the first lien requirement if other funding is being leveraged from a lending institution and clarifying that there will be no refinancing in either lien position; and by amending **Section III. Financing**. Subsection B. by adding that the City will provide the public financing as a Loan at 0% interest for 15 years; finally, by amending **Section IX. Post-Rehabilitation Requirements**. Subsection B. to require that all projects funded under this Program must remain affordable for a period of 15 years.

NOTE: Resolution was revised.

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**\*R E S O L U T I O N**

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT REGARDING THE RELEASE OF PERMITTED USES FOR PROPERTY IDENTIFIED AS A PORTION OF LOT 4, BLOCK 2, INTERNATIONAL INDUSTRIAL CENTER 1, CITY OF EL PASO, EL PASO COUNTY, TEXAS, AS RECOMMENDED BY THE CITY OF EL PASO'S DEVELOPMENT COORDINATING COMMITTEE.**

**WHEREAS**, the City of El Paso conveyed the property described in Exhibit "A" to El Paso National Bank, Trustee, by Deed (attached as Exhibit "B") dated June 29, 1967, recorded in Book 195, Page 2281, Real Property Records of El Paso County, Texas. Under paragraphs 6, 7, 8 and 9 of the Deed, the City of El Paso imposed certain restrictions as to the subject property (with the restrictions running with the land and binding on the Grantee and the Grantee's successors in title) concerning Permitted Uses, Dimensional Standards, Development Standards and Performance Standards (the "1967 Restrictions"), and (Exhibits on file with this Resolution in the City Clerk's Office).

**WHEREAS**, in recognition of the current zoning classification for the subject property and the current retail and other commercial uses in existence in areas surrounding the property, and in light of the various standards and restrictions now applicable to Airport Zoning and to a C-4 Commercial District and the requirements that may be imposed for buildings and construction under the current El Paso City Code, the City of El Paso's Development Coordinating Committee has recommended that it is appropriate to release, discharge and waive the 1967 Restrictions, both as to the subject property and as to the current owner(s) of the property, and to any subsequent owners, grantees, tenants or successors in title with the requirement that all other provisions of the Deed remain in effect; and

**WHEREAS**, the City Council has considered the recommendation of the Development Coordinating Committee and has determined that it is appropriate to release, discharge and waive the 1967 Restrictions, both as to the subject property and as to the current owner(s) of the property, and to any subsequent owners, grantees, tenants or successors in title, with all other provisions of the Deed remaining in effect.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the City of El Paso has determined to, and hereby does, release, discharge and waive the 1967 Restrictions, both as to the subject property and as to the current owner(s) of the property, and to any subsequent owners, grantees, tenants or successors in title. The Mayor is hereby authorized to sign an agreement (attached as Exhibit "C"), which agreement releases, discharges and waives the 1967 Restrictions for the property identified as a portion of Lot 4, Block 2, International Industrial Center 1, City of El Paso, El Paso County, Texas, as recommended by the City of El Paso's Development Coordinating Committee. All other provisions of the Deed are not affected by this release and remain effective as to the property and its current and future owners and occupants. (Exhibits on file with this Resolution in the City Clerk's Office).

.....  
Motion made, seconded and unanimously carried to move to the Regular Agenda the following:

**RESOLUTION**

**WHEREAS**, Council approved the Employee Health Benefits Program Plan Document on January 1, 2002; and,

**WHEREAS**, on February 12, 2002, the Plan Document was amended to expand the definition of dependents eligible for coverage; and,

**WHEREAS**, the Office of Management and Budget recommends amending the definition of the Plan Year to define the Plan Year as running from January 1, 2003 to August 31, 2003; and,

**WHEREAS**, the Office of Management and Budget recommends amending the Plan Document to change the individual effective dates and individual termination of coverage; and,

**WHEREAS**, the Office of Management and Budget recommends amending the Plan Document to change the General Limitations/Exclusion to cover charges related to surgical treatment of morbid obesity; and,

**WHEREAS**, the Office of Management and Budget also recommends changing the Schedule of Benefits in the Plan Document to reduce the co-payment for prescription drugs; to allow coverage for smoking cessation treatments; to remove the age limitation on immunizations; to allow out of network coverage for certain professional services; to allow coverage for basic hearing exam; to allow coverage for routine vision testing through age 5; to allow coverage for Bone Density Testing (one per year); to allow cross application at all levels for individual annual deductibles; to allow cross application at all levels for family annual deductibles; to provide for a maximum individual out-of-pocket in out-of-network; and to provide for a maximum family out-of-pocket at all levels;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign an amendment to the City of El Paso Employee Health Benefits Program Plan Document to change the definition of the plan year, change individual effective dates and individual termination of coverage, and to add additional benefits to the Plan. These amendments to the Plan Document apply only to non-uniformed employees. The effective date of the amendment is January 1, 2003.

Representative Sumrall explained that a Legislative Review Committee meeting had been held and was pleased to note that the City offered additional health benefits such as a smoking cessation program. She thanked Ms. Irene Morales, Assistant Director of OMB, Mr. David Almonte, Director of OMB and Mr. Bill Chapman, Chief Financial Officer for their dedication to the matter.

Ms. Irene Morales, Office of Management and Budget, elaborated on the health insurance plans and benefits offered by the City of El Paso.

Mayor Raymond C. Caballero noted that premiums had not risen this year.

Representative Rodriguez noted that the Legislative Review Committee meeting was to have been scheduled in the evening hours to allow City employees to attend.

Representative Sumrall suggested approving the Resolution today; however, scheduling a meeting in the evening for those interested City employees.

Motion made by Representative Rodriguez, seconded by Representative Cook and unanimously carried to approve the above Resolution to include that any future Legislative Review Committee Meetings regarding Employee Health Benefits be held in the evening to give City employees the opportunity to attend these meetings.

Representative Larry Medina was not present to vote.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Texas Recreation and Parks Account Agreement for the Urban Park and Recreation Recovery Program (UPARR) between the City of El Paso and the Texas Parks and Wildlife Department for rehabilitation of Blackie Cheshier Park (the Project). The period of time covered by the Project is from the approval date until August 15, 2004. Total Project costs of \$625,000 will be funded from \$62,500 in State funds and \$62,500 from City quality-of-life bond proceeds, with the remainder coming from Federal funds administered by the National Park Service.

.....  
Motion made by Representative Cook, seconded by Representative Cobos and unanimously carried to approve the request of In Country Veterans Motorcycle Club to hold a motorcycle parade on October 12, 2002 from 9:00 a.m. to 9:30 a.m. with the waiver of fees of \$15.75 for processing of application and fees for the necessary police traffic assistance. Signed affidavit submitted. Route: Start at Westmoreland and Viscount, north to Viscount, west to Airway, north to Airport, north to Fred Wilson, west to Railroad, northwest to Diana, northwest to Kenworthy (9 miles). Approximately 150 persons, 15 vehicles and 100 motorcycles will take part. PERMIT NO. 02-158

Representative Cook moved to approve the matter and to make the determination that the applicant was eligible to have the fee waived.

Representative Sumrall noted that the taxpayers would fund the event.

Representative Cook read into the records the costs to be paid by the taxpayers.

Representative Medina was not present for the vote.

.....  
Motion made by Representative Cook, seconded by Representative Cobos and unanimously carried to approve the finding that the event constitutes an important public purpose of benefit to the City and citizens of El Paso, directing the City Attorney's Office to negotiate a contract with a cap of \$3,000 in costs and to authorize the Mayor to sign such contract with United American Veterans Organization for a Veterans' Day Parade on Saturday, November 9, 2002.

Representative Larry Medina was not present to vote.

Representative Cook commented on the public benefit and the City co-sponsoring this event.

Ms. Rita Rodriguez, City Attorney, requested that Council Members direct the City Attorney to authorize the Mayor to sign any contract that the City was authorized to negotiate with the United American Veterans Organization regarding the Veteran's Day Parade. She stated that she was unsure of the costs incurred and the application had not yet been submitted.

Mr. John Nance, Assistant City Attorney, remarked that the last year's agreement provided for the use of 17 police officers and 17 vehicles for an estimated cost of \$2,400.00.

Representative Cook suggested that a \$3,000.00 maximum expenditure by the City for the event, be authorized.

Representative Sumrall requested that organizations raise their funds or request donations in order that their events be carried out to fruition.

.....  
Motion made by Representative Cobos, seconded by Representative Cook and unanimously carried to postpone one (1) week the discussion and action: That the Mayor be authorized to execute an agreement between the City of El Paso and West Texas Confederation of Clubs, Motorcycle Toy Run and presentation of toys to El Paso children, which constitutes an important public purpose of benefit to the City and citizens of El Paso; and under the terms of which agreement the City will provide the necessary funds to cover the costs of the on-duty police and traffic-control assistance. [Armando Parra]

Ms. Rita Rodriguez, City Attorney, explained that the parade application had not yet been filed and added that the previous year's event was \$8,0000.00, cost incurred by the City.

.....  
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that the City Council retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES

.....  
**A.** Discussion and action regarding proposed purchase of a 2.49 acre tract of raw land located at 5100 Gateway East Boulevard. (551.071 and 551.072)

- B. Discussion and action regarding proposed purchase of 10.176 acre tract of raw land described as: Tracts 2A, 2B, 2C, 2D, 2D1, 2D2, & 2E, Elijah Bennet Survey No 11, El Paso County Texas. (551.071 and 551.072)
- C. City of El Paso vs. Osvaldo Sanchez; Our File No. 02-P-03 (551.071)

Motion made by Representative Escobar, seconded by Representative Sumrall and unanimously carried to adjourn the Executive Session and reconvene the meeting of the City Council, during which time motions were made as follows: Representative Medina was not present for the vote.

.....  
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that the City Attorney's Office be **AUTHORIZED TO NEGOTIATE WITH THE OWNERS OF THE 2.494 ACRE PARCEL OF PARCEL OF PROPERTY MUNICIPALLY KNOWN AND NUMBERED AS 5100 GATEWAY EAST BLVD., EL PASO, TEXAS TO ESTABLISH A PURCHASE PRICE.**

Representatives Medina and Cobos were not present for the vote.

.....  
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that the City Attorney's Office be **AUTHORIZED TO NEGOTIATE WITH THE OWNERS OF THE 10.176 ACRE PARCEL OF PROPERTY DESCRIBED AS TRACTS 2A, 2B, 2C, 2D, 2D1, 2D2 & 2E, ELIJAH BENNETT SURVEY NO. 11, EL PASO, TEXAS TO ESTABLISH A PURCHASE PRICE.**


Representatives Medina and Cobos were not present for the vote.

.....  
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that the City Attorney be **AUTHORIZED TO FILE A LAWSUIT entitled City of El Paso vs. Osvaldo Sanchez, Our File No. 02-P-03,** as recommended by the City Attorney.

Representatives Medina and Cobos were not present for the vote.

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Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried to adjourn this meeting at 12:20 p.m.  
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APPROVED AS TO CONTENT:

  
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Richarda Duffy Momsen, City Clerk